

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PATRICIA CHARLEMAGNE, : Case No. 22-cv-1136 (DLC)  
Plaintiff, :  
:  
- against - :  
THE EDUCATIONAL ALLIANCE, INC., :  
:  
Defendant. :  
:  
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**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that upon the accompanying Declaration of Amanda M. Leone and the exhibits thereto, the Declaration of Alan van Capelle and the exhibits thereto, the Declaration of Jean Desravines and the exhibits thereto, the Declaration of Mark Enselman, Defendant's Statement of Undisputed Material Facts pursuant to Federal Rule of Civil Procedure 56 and Local Rule 56.1(a), Defendant's Memorandum of Law in Support of Summary Judgment, and upon all the pleadings and proceedings herein, Defendant The Educational Alliance will move this Court before the Honorable Denise L. Cote, U.S.D.J., at the United States District Court for the Southern District of New York, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007-1312, at a date and time to be determined by the Court, for an order granting summary judgment on behalf of Defendant, dismissing Plaintiff's Complaint in its entirety and with prejudice, and for such other and further relief as this Court may deem just and proper.

**PLEASE TAKE FURTHER NOTICE** that pursuant to the Court's Revised Pretrial Scheduling Order dated February 28, 2023, Plaintiff's opposition papers, if any, must be filed on or before April 21, 2023. Defendant's reply papers, if any, must be filed on or before May 5, 2023.

Dated: New York, New York  
March 31, 2023

**TANNENBAUM HELPERN SYRACUSE  
& HIRSCHTRITT LLP**

By: /s/ Jason B. Klimpl

Jason B. Klimpl  
Amanda M. Leone  
Janae C. Cummings  
900 Third Avenue  
New York, New York 10022  
(212) 508-6739  
klimpl@thsh.com  
leone@thsh.com  
cummings@thsh.com

*Attorneys for Defendant The Educational  
Alliance, Inc.*